

STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

On this the 2nd day of January, 2007 the City Council of the City of Aransas Pass convened in a Regular Council Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Frank Hametner, Mayor
Tommy Knight, Mayor Pro Tempore
Grace Chapa, Council Member
Jay Attaway, Council Member
Vickie Abrego, Council Member

ABSENT: None

ADMINISTRATIVE PERSONNEL PRESENT: C. M. Sullinger, Interim City Manager
Allen Lawrence, City Attorney
Ada Owens, City Secretary

ADMINISTRATIVE PERSONNEL ABSENT: None

STAFF PRESENT: Darren Gurley, Director of Public Works
Bill Haines, Asst. Police Chief/Harbormaster
Gilbert Ritz, Fire Chief

OTHERS PRESENT: Lu & Ralph Arcemont, Donald Brummett, Elizabeth & Harlan Roberts, Gerald Shedd, Gwenlan Sullinger, Lou McCleese, Ann P. Melton, Marilyn Rimer, Don McTee, Marsha & Jerry Wellman, Helen Henderson, Tom Hargrave, Billy Ellis, Ferry House Paula Stone, Virginia Bufkin

(There may have been others present who did not sign in).

ITEM 1. CALL MEETING TO ORDER.

Mayor Hametner called the meeting to order at 7:00 p.m. on January 2, 2007.

ITEM 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG AND THE TEXAS FLAG.

Interim City Manager Mike Sullinger gave the Invocation.

Council Member Jay Attaway led the Pledge of Allegiance to the United States Flag and the Texas Flag.

ITEM 3. CITIZEN'S COMMENTS.

Mr. Gerald Shedd addressed the Council regarding Mr. Terry Orf's proposed RV Park stating that he was concerned about the traffic that would be created, the tenants use of City utilities, and that the tenants pay no City taxes.

Mr. Derrick Crane speaking for a group of young men consisting of Mr. David Mason, Mr. J.P. Crane and Mr. Rolando Cervantes asked the City to build a skate park in Aransas Pass. He stated a skate park would keep kids occupied so they were not doing drugs and would be off the streets.

Mayor Hametner thanked the young men for coming forward with their ideas and stated the City would look into the possibility of building a skate park.

ITEM 6.

CONSIDER AND ACT ON APPROVAL OF RESOLUTION 2007-579 – ORDER DECLARING RESULTS OF THE SPECIAL ELECTION HELD ON DECEMBER 16, 2006.

Council Member Chapa asked the City Secretary were all districts counted?

The City Secretary stated yes.

Mayor Pro Tempore Knight made the motion to approve Resolution 2007-579 an Order declaring results of the Special Election held on December 16, 2006. Council Member Jay Attaway seconded the motion and the motion carried unanimously.

ITEM 4.

CONSENT AGENDA – “All of the Following items on the Consent Agenda are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member so requests. If discussion is desired that item will be removed from the Consent Agenda and will be considered separately”.

A. Approval of Minutes of the Special Meetings of November 27, November 28, 2006 and Regular Meeting of December 4, 2006.

B. Consider and Act on Approval of Ordinance 2007-3910, an Ordinance of the City of Aransas Pass Approving the rezoning of Lots 7-11, Landblock 4, Lots 3-11, Landblock 5, and Lots 3-10, Landblock 6, T.P. McCampbell Subdivision, from AG-Agriculture to PD-Planned Development.

C. Consider and Act on Approval of Ordinance 2007-3911, an Ordinance Restricting the sale of any City owned property in and around Conn Brown Harbor.

Council Member Chapa stated she approved items A and B, but opposed item C, “in and around Conn Brown Harbor.”

Mayor Pro Tempore Knight made the motion to approve items A, B and C. Council Member Abrego seconded the motion and the motion carried 4 to 1 with Mayor Hametner, Mayor Pro Tempore Knight, Council Member Attaway and Council Member Abrego voting yes and Council Member Chapa voting no.

ITEM 5.

DISCUSSION WITH MR. GERALD SHEDD REGARDING THE ARANSAS PASS MUNICIPAL DEVELOPMENT DISTRICT.

Mr. Gerald Shedd began discussing the bylaws of the Aransas Pass Municipal Development District (APMDD).

Mayor Hamenter stated if Mr. Shedd had a question about the APMDD, the proper place to address that question would be to the APMDD at their meeting.

Mr. Shedd asked does the Council oversee the APMDD?

Mayor Hametner stated Council would do everything according to the law and bylaws of the APMDD and the APMDD will follow their bylaws.

Mr. Shedd inquired about the APMDD Executive Director's position.

Council Member Chapa asked Mr. Shedd was he inquiring about the Executive Director's salary?

Mr. Shedd stated yes. He stated the City has qualified people that could run the APMDD (without extra pay).

ITEM 7.

CONSIDER AND ACT ON AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND ARANSAS COUNTY FOR CONSTRUCTION AND MAINTENANCE OF STREETS WITHIN THE BOUNDARIES OF ARANSAS COUNTY AND THE CORPORATE LIMITS OF THE CITY OF ARANSAS PASS.

Council Member Attaway made the motion to approve the Interlocal Agreement between the City of Aransas Pass and Aransas County for construction and maintenance of streets within the boundaries of Aransas County and the corporate limits of the City of Aransas Pass. Council Member Chapa seconded the motion and the motion carried unanimously.

ITEM 8.

CONSIDER AND ACT ON REQUEST OF ED & HAZEL RICHMOND PUBLIC LIBRARY BOARD TO USE NEWBURY PARK MARCH 10, 2007 FROM 10:00 A.M. TO 3:00 P.M. FOR THE ROTARY CLUB LITERARY AUTHOR/ILLUSTRATOR FAIR AND USE THE POLICE DEPARTMENT TO ASSIST WITH TRAFFIC CONTROL.

Council Member Grace Chapa made the motion to approve the request of Ed & Hazel Richmond Public Library Board to use Newbury Park March 10, 2007 from 10:00 a.m. to 3:00 p.m. for the Rotary Club Literary Author/Illustrator Fair and use the Police Department to assist with traffic control. Council Member Attaway seconded the motion and the motion carried unanimously.

ITEM 9.

CONSIDER AND ACT ON APPOINTMENTS TO THE 2007 CHARTER REVIEW COMMISSION.

Mayor Hametner stated after tallying the votes cast by Council Members for their choice of candidates for the 2007 Charter Review Commission, the choices for the Board were Mr. Rudy Abrego, Mr. Thomas Hargrave, Mr. Donnie Koym, Mr. Steve Morales, Ms. Karen Mayer, Mr. Jimmie Peer, Mr. Earl Buckmaster, Mr. Harlan Roberts, Ms. Nancy Davis, and Mr. Dennis Lugg as one of the two alternates. He stated he would draw a name from the four candidates that scored the same points for the other alternate position. After drawing a name, the

Mayor stated Ms. Laura Simank was the second alternate Board Member.

Mayor Pro Tempore Knight made the motion to appoint Mr. Rudy Abrego, Mr. Thomas Hargrave, Mr. Donnie Koym, Mr. Steve Morales, Ms. Karen Mayer, Mr. Jimmie Peer, Mr. Earl Buckmaster, Mr. Harlan Roberts, Ms. Nancy Davis, and Mr. Dennis Lugg and Ms. Laura Simank as alternates to the Charter Review Commission. Council Member Attaway seconded the motion and the motion carried unanimously.

ITEM 10.

DISCUSSION ON INVOICES AND CONTRACT FROM LAW FIRM OF BICKERSTAFF, HEATH, POLLAN & CARROOM L.L.P.

After discussion the consensus of the City Council was to pay invoices from the law firm of Bickerstaff, Heath, Pollan & Carroom L.L.P. and not pay a \$10,000.00 retainer as the Council had no need of the law firm's services at this time, but will use the firm in the future if the need arises.

ITEM 19.

CITY MANAGER'S REPORT.

Mr. Sullinger stated the Police Department wanted to use drug funds to erect an awning over the back door of the Police station and install 16 security cameras in strategic positions in and out of the Police Department building and in City Hall. Police Chief Jones would get bids for the project.

The City Council, Aransas Pass Municipal Development District and School District will meet January 22, 2007 regarding the proposed civic center.

He stated the City's financial advisor, Mr. Mark McLiney told him the City can use funds from the 2003 \$300,000.00 Certificate of Obligation to construct the animal shelter and Mr. McLiney will check further and call back. A Louisiana company will move a 200,000 ton crane into Conn Brown Harbor to pick up tug boats and barges for salvage at no charge to the City, but the Harbormaster has not received a release from the General Land Office for the project.

ITEM 20.

ADJOURNMENT OF MEETING.

Mayor Hametner adjourned the meeting at 7:35 p.m.

Frank Hametner, Mayor

ATTEST:

Ada Owens, City Secretary